

PATENT  
574313-3357  
MER 70282

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Pitterna et al.  
Serial No. : 10/560,390  
For : Avermectin B1 Monosaccharide Derivatives  
Filed : March 22, 2006  
Examiner : Elli Peselov  
Art Unit : 1623

3239 Satellite Blvd., Duluth, Georgia 30096-4640  
745 Fifth Avenue, New York, NY 10151

Filed via EFS-WEB  
on October 20, 2008

**PETITION UNDER 37 C.F.R. § 1.137(b) TO REVIVE  
AN UNINTENTIONALLY ABANDONED APPLICATION**

Attention: Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a Petition under 37 C.F.R. § 1.137(b) to revive the above-identified application which was unintentionally abandoned as a result of a failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.

The failure to timely pay the required issue fee was unintentional.

The entire delay to timely pay the required issue fee was unintentional.

It is respectfully requested that this application be revived due to unintentional abandonment.

This petition to revive has been prepared and filed without intentional delay. Applicants hereby petition for revival of this application.

02/17/2009 CKHLOK 08000018 500320 10560390  
-1- 01 FC:1501 1510.00 00691796.DOC  
02 FC:1504 300.00 DA

PATENT  
574313-3357  
MER 70282

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.

The Commissioner is authorized to charge the requisite fee in the amount of **\$1620.00** as required by 37 CFR 1.17(m) to Deposit Account No. 50-0320. A duplicate of this sheet is enclosed.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION:**

1. A request to for the Commissioner to charge \$1620.00 for the petition fee for revival of this application accompanies this Petition.
2. Please charge any additional fees which may be incurred by reason of this Petition or credit any overpayment to Deposit Account No. 50-0320.
3. Verified Statement:

The delay caused by the abandonment of this application was unintentional.

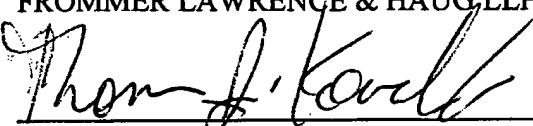
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application, any patent issuing thereon, or any patent to which this verified statement is directed.

PATENT  
574313-3357  
MER 70282

The Commissioner is authorized to charge any deficiency or credit any overpayment in these fees for this paper to Deposit Account No. 50-0320.

Respectfully submitted,  
MERRIAL LTD.  
FROMMER LAWRENCE & HAUG LLP

By:

  
Judy Jarecki-Black, Ph.D.  
Reg. No. 44,170  
Tel. No. (678) 638-3805  
Fax No. (678) 638-3350

Thomas J. Kowalski  
Reg. No. 32,147  
Deborah L. Lu  
Reg. No. 50,940  
Tel. No. (212) 588-0800  
Fax No. (212) 588-0500